

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application	) APPLICATION NO. B-1688
of Darin P VanNutter dba Prestige	) SUPPLEMENT 1
Limo, seeking to acquire, through	)
Transfer, the authority held by	) GRANTED AND CERTIFICATE
Lou and Mary Jo Marshall dba	) B-1437 REVOKED
Double Diamond Limousine Service,	)
North Platte, in Certificate	) ENTERED: APRIL 10, 2007
No. B-1437.	)

BY THE COMMISSION:

## OPINION AND FINDINGS

By application filed February 1, 2007, Prestige Limo, Sidney, hereinafter referred to as applicant, seeks to acquire, through transfer, the authority held by Lou and Mary Jo Marshall dba Double Diamond Limousine Service, North Platte, in Certificate B-1437.

## AUTHORITY SOUGHT

COMMON: Transportation of passengers and their baggage by limousine between points in Lincoln, Keith, Frontier, and Red Willow counties and between points in said counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. SUPPLEMENT 1: Passengers and their baggage by luxury limousine between points in Perkins, Chase, Dundy, Hayes, Hitchcock, Cherry, Grant, Hooker, Thomas, Logan, McPherson and Arthur counties. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on February 14, 2007, pursuant to the rules of the Commission.

Because no protests were filed, Application B-1688, Supplement 1, was processed pursuant to Rule 018.03 of the rules of procedure of the Commission.

After due consideration of the evidence and being fully advised in the premises, the Commission is of the opinion and finds:

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1. Applicant is fit, willing, and able properly to perform the proposed service, and to conform to the provisions of Neb. Rev. Stat., sections 75-301 to 75-322.04, (Reissue 2003), and the requirements, rules and regulations of the Commission thereunder.
2. The proposed intrastate service is or will be required by the following extent:

CERTIFICATE AUTHORIZED

COMMON: Transportation of passengers and their baggage by limousine between points in Lincoln, Keith, Frontier, and Red Willow counties and between points in said counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. SUPPLEMENT 1: Passengers and their baggage by luxury limousine between points in Perkins, Chase, Dundy, Hayes, Hitchcock, Cherry, Grant, Hooker, Thomas, Logan, McPherson and Arthur counties. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

3. The application for authority should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application B-1688, Supplement 1, be, and it is hereby, granted; and that upon compliance with the terms and conditions set forth in this Order, a Certificate of Public Convenience and Necessity shall be issued to Prestige Limo, Sidney, Nebraska, in Application B-1688, Supplement 1, authorizing the operations set forth in the foregoing findings.

IT IS FURTHER ORDERED that applicant shall not be issued the Certificate of Public Convenience and Necessity authorized by the Commission unless and until applicant has fully complied, within a reasonable time from the effective date of this Order, with Neb. Rev. Stat. sections 75-305 (fees), 75-307 (insurance), and 75-308 (rates) (Reissue 2003), and with the rules and regulations of the Commission, and if upon expiration of such time applicant has not complied with such terms and conditions, this Order shall, after reasonable notice to applicant, be of no further force and effect.

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IT IS FURTHER ORDERED that applicant shall not conduct operations until a Certificate of Public Convenience and Necessity is issued.

IT IS FURTHER ORDERED that the operations authorized herein shall be subject to the terms, conditions, and limitations which have been, or may hereafter be prescribed by the Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 10<sup>th</sup> day of April, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Gerald Hays*

*Aune C. Boyle*

//s//Frank E. Landis

//s//Tim Schram

*Frank E. Landis*  
Vice Chairman

ATTEST:

*A. B. Pollock*  
Executive Director